

**CITY OF INGLESIDE
MINUTES
CITY COUNCIL MEETING
DECEMBER 16, 2014**

1. Call meeting to order

The meeting was called to order at 6:30 p.m. with Mayor Pete Perkins presiding. Council Members present: Mayor Pete Perkins and Council Members Cynthia Wilson, Ben Tucker, Kevin Robbins, and Willie Vaden. Council Members absent: Council Members Elaine Kemp and Paul Pierce. Staff present: City Manager Jim Gray, Finance Director Rosie Vela, and City Secretary Kimberly Drysdale. There were approximately 60 guests.

2. Invocation

3. Pledge of Allegiance

4. Presentations from the Audience

Code Enforcement Officer Carey Dietrich announced the winners of the Paste the Waste contest held in November. There were 55 sculptures and 9 portraits submitted. The winners for sculptures were as follows:

1st Place – Madelyn Soland

2nd Place – Brandon Rincon

3rd Place – Sandra Estrada/Amalu Johnson/and Nelly Acevedo (joint project).

The winners for portraits were as follows:

1st Place – Payton Dodson

2nd Place – Brooklyn Viducic

3rd Place – Makenzie Ferrell.

5. Consideration and action of the Minutes of the Regular City Council Meeting of November 18, 2014.

Council Member Vaden made a motion to approve the Minutes of the Regular City Council Meeting of November 18, 2014 and was seconded by Council Member Wilson. The motion was approved unanimously.

6. Consideration and action authorizing the expenditure of \$5,000 to the Corpus Christi Chamber of Commerce for the support of the Coastal Windstorm Insurance Coalition to contest TWIA's attempted rules and regulations.

Mayor Perkins explained that he has been working with Representative Todd Hunter's office regarding the Coastal Windstorm Insurance Coalition in trying to mitigate some of the fees trying to be imposed on the 14 Coastal Counties for Windstorm Insurance Coverage. The bill being proposed is still in draft form; however, it will be completed and introduced early during the Legislative process this year. The funds being requested will be used to campaign for this bill.

Council Member Vaden made a motion authorizing \$5,000 of the Council Reserve funds to be paid to the Corpus Christi Chamber of Commerce in conjunction with the Coastal Windstorm Coalition; and was seconded by Council Member Tucker. The motion was approved unanimously.

7. Consideration and action regarding a request for exclusive use of the Dixie Diegal Baseball Fields by the Ingleside Little League from January 1, 2015 through August 31, 2015.

Mayor Perkins made a motion authorizing the exclusive use of the Dixie Diegal Baseball Fields by the Ingleside Little League from January 1, 2015 through August 31, 2015; and was seconded by Council Member Vaden. The motion was approved unanimously.

8. Consideration and action regarding a request for exclusive use of the Live Oak Park Baseball Fields by the Ingleside Pony League from January 1, 2015 through December 31, 2015.

Council Member Vaden made a motion authorizing the exclusive use of the Live Oak Park Baseball Fields by the Ingleside Pony League from January 1, 2015 through December 31, 2015; and was seconded by Mayor Perkins. The motion was approved unanimously.

9. Public Hearing regarding amending Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation to bring the City of Ingleside into compliance with State and National standards required for water conservation measures, policy, and enforcement and to give retail customers an opportunity to comment on the proposed amendment.

Mayor Perkins opened the Public Hearing at 6:50 p.m.

There were no speakers for or against the amendment of Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation to bring the City of Ingleside into compliance with State and National standards required for water conservation measures, policy, and enforcement and to give retail customers an opportunity to comment on the proposed amendment.

Mayor Perkins closed the Public Hearing at 6:51 p.m.

10. Consideration and action of an Ordinance amending Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation; and providing for effective date, reading, severance, and publication. (First Reading)

Building Official John Davis explained these are mandated requirements to stay in compliance with TCEQ in order to save water. City Manager Jim Gray stated that some of the “targets” aren’t obtainable for small cities like ours; however, we are required to have a plan in place. Within the Ordinance it mentions waste water and this is actually referring to gray water from sources like your washing machine.

Council Member Vaden made a motion to pass to a second reading the Ordinance amending Chapter 66-Utilities, Article II-Water, Division 4-Water Conservation; and providing for effective date, reading, severance, and publication; and was seconded by Council member Wilson. The motion was approved unanimously.

11. Consideration and action of an Ordinance of the City of Ingleside, Texas amending the Code of Ordinances of the City of Ingleside by updating references to Laws and Statutes now codified in Vernon’s Texas Codes Annotated; by adding to Chapter 38 “Offenses and Miscellaneous Provisions” a new Article IV Chapter 38-50 through Chapter 38-55. “Prepayment for Gasoline and Diesel Fuel” to prohibit an owner, employee, or Manager/Supervisor of a Retail Fuel Business from activating a pumping device to dispense gasoline or diesel fuel from a pumping device without receiving prepayment for such gasoline or diesel fuel; providing a penalty not to exceed \$500 for violations; providing a defense; providing that this Ordinance shall be cumulative; proving a severability clause; providing a savings clause; providing for publication; and providing an effective date. (First Reading)

City Manager Jim Gray explained that each business can restrict its own fuel pumps; however, they prefer for the Ordinance to come from the City Council in order for them to quote a City Policy instead of their own Policy. It takes the blame off of their company and puts it on the City. Police Chief Stan Bynum stated the number of drive-offs from the pumps have declined from 122 in 2013 to 88 in 2014 due to more use of debit/credit cards; however, these are still numerous calls that have to be reported and then followed up on by the officers. This Ordinance should make this offense obsolete within Ingleside.

Council Member Vaden made a motion to pass to a second reading the Ordinance of the City of Ingleside, Texas amending the Code of Ordinances of the City of Ingleside by updating references to Laws and Statutes now codified in Vernon’s Texas Codes Annotated; by adding to Chapter 38 “Offenses and Miscellaneous Provisions” a new Article IV Chapter 38-50 through Chapter 38-55. “Prepayment for Gasoline and Diesel Fuel” to prohibit an owner, employee, or Manager/Supervisor of a Retail Fuel Business from activating a pumping device to dispense gasoline or diesel fuel from a pumping device without receiving prepayment for such gasoline or diesel fuel; providing a penalty not to exceed \$500 for violations; providing a defense; providing that this Ordinance shall be cumulative; proving a severability clause; providing a savings clause; providing for

publication; and providing an effective date: and was seconded by Council Member Tucker. The motion was approved unanimously.

12. Consideration and action of a Resolution changing various fees contained in Appendix "A" Fee Schedule of the Ingleside Code of Ordinances and in particular those monthly fees charged to users of water services.

City Manager Jim Gray stated this is the annual increase by the San Patricio Municipal Water District. This is a direct pass through with no additional increase by the City.

Council Member Vaden made a motion to approve Resolution # 1098 changing various fees contained in Appendix "A" Fee Schedule of the Ingleside Code of Ordinances and in particular those monthly fees charged to users of water services; and was seconded by Mayor Perkins. The motion was approved unanimously.

13. Consideration and action of an Ordinance changing the zoning for the following property from R-1 (Single-Family Residential) to C-2 (General Commercial) and further providing for effective date, reading, severance, and publication: Lots 10, 11, and 12, Block 12, RJ Williams Subdivision, San Patricio County, Texas; also known as 2649 Main Street. (Final Reading)

Council Member Vaden made a motion to approve Ordinance # 1121 changing the zoning for the following property from R-1 (Single-Family Residential) to C-2 (General Commercial) and further providing for effective date, reading, severance, and publication: Lots 10, 11, and 12, Block 12, RJ Williams Subdivision, San Patricio County, Texas; also known as 2649 Main Street; and was seconded by Council member Tucker. The motion was approved unanimously.

14. Consideration and action of an Ordinance amending Chapter 34 Fire Prevention and Protection, Ingleside Code of Ordinances and providing for effective date, reading, severance, and publication. (Final Reading)

Mayor Perkins made a motion to approve Ordinance # 1122 amending Chapter 34 Fire Prevention and Protection, Ingleside Code of Ordinances and providing for effective date, reading, severance, and publication; and was seconded by Council Member Vaden. The motion was approved unanimously.

15. Consideration and action of an Ordinance amending Chapter 18 – Building and Building Regulations, Ingleside Code of Ordinances and providing for effective date, reading, severance, and publication. (Final Reading)

Council Member Vaden made a motion to approve Ordinance # 1023 amending Chapter 18 – Building and Building Regulations, Ingleside Code of Ordinances and providing for effective date, reading, severance, and publication; and was seconded by Council Member Tucker. The motion was approved unanimously.

16. Consideration and action of the Holiday Schedule for 2015.

Council Member Vaden made a motion to approve the Holiday Schedule for 2015 as presented and was seconded by Council Member Tucker. The motion was approved unanimously.

17. Discussion regarding the Texas Commission on Environmental Quality Notice of Violations for Chemical and Chlorine Monitoring.

City Manager Jim Gray explained that there were actually three violations that Ingleside was reprimanded for and notices have been sent out to the public as required; two with TCEQ and one with the Railroad Commission.

The first issue having to do with getting samples to the TCEQ required lab for testing was completed correctly. The difficulty came in their own billing department believing that a past bill was not paid in a timely manner and therefore they withheld testing results and thereby making us delinquent with TCEQ. We paid the bill a second time and then were able to prove to them that we had paid the bill in a timely manner. They apologized for the mistake; however, the damage was already done and TCEQ doesn't acknowledge that the fault was not Ingleside's; therefore, we were still required to send out a notice to the public. We have looked into using a different lab for this service; however, this is the only lab in our area that meets the TCEQ requirements. There was no fine other than the cost of the notice being sent to the public and thereby the staff's time to handle the questions from the public thereafter.

The second offense was due to late paperwork by the Department Manager because he was out of the office. This was simple oversight and steps have been discussed to make sure this does not happen again. There was no fine other than the cost of the notice being sent to the public and thereby the staff's time to handle the questions from the public thereafter.

The last issue occurred when the staff was working on a water leak and hit a gas pipeline. The local representative was contacted immediately and the gas pipeline was repaired very quickly. The problem occurred when the Supervisor didn't contact the appropriate State Authority (the Railroad Commission) within two hours of the incident and failed to submit a written report within ten days as required by State Policy. Obviously the local representative was contacted and the appropriate actions were taken to fix the leak; however, the State was not contacted within the required time-frame and therefore the City had to pay a \$1,500 fine. The \$1,500 fine was paid immediately.

It is unfortunate that all three items occurred at the same time; however, they have all been resolved and the staff reminded of their duties as well as steps being put in place to keep these things from occurring again.

18. Receive and discuss the City's financial situation, including but not limited to its budget, revenues, expenses, assets and debts.

Finance Director Rosie Vela provided a brief overview of the City's current finances. She noted that the ad valorem taxes have begun to be deposited.

19. Receive the Departmental Reports for the month of November 2014.

City Manager Jim Gray provided updates on the FM 1069 expansion, SH 200 Easements, and the threat of a lawsuit regarding tax sale liens.

20. Staff Reports

City Manager Jim Gray announced that Mayor Perkins was appointed to the TML Board of Directors and his picture was included in the Texas Town and City publication. He also noted that the Fire Department received an offer today regarding an opportunity to purchase a new (larger) ladder truck. The only problem is that the offer is only good through the end of December 2014. This will require a special meeting of the Council to discuss. It was decided to have a special meeting on Monday, December 22, 2014 at 6:30 p.m. and specifications for the new truck will be included in the Council's packets.

21. Requests from Council Members

Mayor Perkins stated that the "End School Zone" sign on Church Street is still standing. It was once again requested to be removed.

22. Adjourn

There being no further business, the meeting was adjourned at 7:27 p.m.

ATTEST:

APPROVED:

Kimberly Drysdale, City Secretary

Mayor Pete Perkins

**CITY OF INGLESIDE
MINUTES
SPECIAL CITY COUNCIL MEETING
DECEMBER 22, 2014**

1. Call meeting to order

The meeting was called to order at 6:30 p.m. with Mayor Pete Perkins presiding. Council Members present: Mayor Pete Perkins and Council Members Cynthia Wilson, Ben Tucker, Elaine Kemp, Kevin Robbins, and Paul Pierce. Council Members absent: Council Member Willie Vaden. Staff present: City Manager, Jim Gray, Finance Director Rosie Vela, and City Secretary Kimberly Drysdale. There were approximately 3 guests.

2. Invocation

3. Pledge of Allegiance

4. Discussion of and Direction on Financing Options available to the City of Ingleside for the purchase of a Fire Apparatus/Truck.

A) Consideration and action of a Resolution authorizing a Financing Agreement for the purpose of procuring a "Fire Apparatus/Truck" and directing the City Manager as an authorized signer of the Agreement.

B) Consideration and action of a Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to the purchase of a Fire Apparatus/Truck from the proceeds of Tax-Exempt Obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date.

City Manager Jim Gray explained that last Tuesday (December 16, 2014) a representative of Ferrara offered Ingleside a new ladder truck at a discounted price and \$100,000 for the trade-in of our old ladder truck with an expiration date of 12/31/14. With the trade-in, the cost of the new ladder truck is 763,000. Ferrara offered a Lease/Purchase option which would incur an additional \$124,350 in fees over a ten (10) year period. Staff contacted the City's Financial Advisors and Bond Counsel who feel confident we can qualify for a 2% or better interest rate, which for a seven (7) year note would incur \$84,700 in interest payments. The Tax Note would require the city to use existing city funds to purchase the truck, Council to adopt a Resolution to reimburse the City and go out for tax notes to be approved in January 2015 and therefore reimburse the City in February 2015.

There were discussions regarding the specifications, limitations, transfer of equipment, and various other details. It was noted that Ferrara would be providing the City's name on the truck at no additional cost.

Council Member Kemp made a motion authorizing the City to purchase the Ferrara Ladder Truck with the trade-in of the Sutphen Ladder Truck for the total amount of \$763,000 and further authorizing the approval of Resolution # 1099 establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to the purchase of a Fire Apparatus/Truck from the proceeds of Tax-Exempt Obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date: and the motion was seconded by Council member Pierce. The motion was approved unanimously.

5. Adjourn

There being no further business, the meeting was adjourned at 6:44 p.m.

ATTEST:

APPROVED:

Kimberly Drysdale, City Secretary

Mayor Pete Perkins